P. F. 36 of 94

G. R. S. IX-5]

Previous references. 1888-89

192

(L. R.)

File No. 54 of

Serial Nos. 1-

Later references

GENERAL AND REVENUE SECRETARIAT.

(21)

Serial Nos. 1-12

Major ~~Part-B~~ for September 1894

SUBJECT.

Claim of Kaila Reddy of Godi Hoskote, Davagada Taluk, to the Patel of the said village

29

WD 2288—GPB—20,000—14-6-20

Indexed

Rd

Compared

Appt
Mulla Reddi

117
13

1

The appellant Mulla Reddi alleges that he is the hereditary Patel of Jodi Hosakote village, in the Parapadi Taluk of Tumkur Dt., and, as such, is entitled to his emoluments.

The Jodidars contend that there has been no Patel for the village for the past 70 years, that Appellant performs no duties and is, consequently, not entitled to any

remuneration. They suggest-
that, if a Patel
is considered necessary
one of them may
be appointed to the
office, as the village
is small and the
appointment of a Stranger
is undesirable.

The Dy Com dismissed
the suit, observing that
the appt failed to prove
his right to the means,
and that, if his appoint-
ment was made under
the orders quoted in
the margin, the remunera-
tion has to be fixed
by an Inventure order
of Govt.

The Dy Com has
apparently misconstrued

No. 10011 / R 94 of 23 March 1876
8721 / R 38 of 10 January 1878
618-23 / R 12 of 24 April 1884

(b) the orders quoted by him. They refer exclusively to the appointment of Patels in Inam villages, for carrying on Police duties. Such appointments are honorary, and carry only such privileges and remuneration as may be specially conceded in each case. It is true that Appt is not entitled to claim any remuneration under the Sanad of 1879, as he is therein styled Honorary Police Patel, but he is not thereby debarred from claiming inams, to which he may be entitled, independent

4

of the Samuds, as the hereditary village Patel. 17

Inamdars are bound by the same rules as would bind Govt in regard to the remunera-tion of hereditary village servants. This is expressly laid down in the order of 27 May 1854, N. 1345. 178, printed at page 65 of the Rev manual.

The case is therefore remanded to the Dy/com/r. for further Enquiry & disposal on the merits. If it be found that appts' family suspended enjoyed the Patelship in dispute, the mins claimed should be awarded to appts, according to such rates as may be allowable under the Rules in force in Govt villages.

7/12/1857 AR

To the Dy/com/r Tumkur
Rep V.C.
End 6. appl & Godavan

5

PN No 397
28 May 1889

M

Potail Mallaredy
of Doddaballa
Pavuga de Taluq
Tumkur Dt

Petitioner brought a suit
where a Potail of another village
for the enforcing the collection
of mera from the ryots. The Dy
Comr dismissed the suit
in October 1887 on the
ground that there was nothing
to establish Petitioner's right
to collect the mera from
the ryots. He however
remarked that if Petitioner
has been duly appointed
as Potail, his remuneration
was liable to be fixed ~~under~~
by an executive order
under Govt orders dated 10th Jany
1878 No 38 page 65 Rev Manl.
Petitioner now prays for the
executive order. ——

The following order

1 & 2 3 March 1886
No 94 respectively.

may be passed,

6 6

4

The Petitions will be forwarded to the Dy Commissioner with the request to report

(1) whether the services of a Patail are necessary for the Lucien village Hosketta

(2) whether the holder of the Lucien village is prepared to appoint a competent man as a Patail for the village.

(3) whether there is any objection to the formal appointment of the Petitioner as Patail & to the remuneration being fixed in accordance with the Govt order dated 24 April 1884 at 12 & if so what remuneration may be fairly fixed.

AK 20/6

Ald 20/6/89

* Villagers cannot agree to appoint any person to any village unless they get a Patail's Wife. This is a Shanty in the wilds. ? In 7 Yrs no Patil. - Why the wife of the Patil

He was appointed as Patail in 1879. 6 April 1889. He said says that he was appointed as Patail with agreement to the "garden" of ashram. — Ald

Hearing 12 Thursday Sept 1889. Given notice to Mr & Mr Sanders Ald 17/8/89

Rec'd 17/6 Remd. Mr 6/9. Hs. Hs. with Petn

COURT FEE

COURT FEE

COURT FEE

Submitted
for consideration

[illegible]

4-9-89

4-9-89

5

6

L.R. 54-88-2

10

Office of the Dewan Mysore
Dated Mysore 20th June 1889.
Camp No. 375

(2)

Official Memorandum

The accompanying Petn Regd No 397 dated 28th May 1889 from Potail Mallareddy of Jodi Hoskote in the Pavagada tk is forwarded together with its four enclosures to the Dy Comr of the Tumkur Distt who is requested to report:-

(1) Whether the services of a Potail are necessary for the Inam village of Hoskote.

(2) Whether the holder of the Inam village is prepared to appoint a competent man as Potail of the village.

(3) Whether there is any objection to the formal appointment of the Petr as Potail, and to the remuneration being fixed in accordance with the Govt order dated 24th April 1881 No 12, and if so what remuneration may be fairly fixed.

By order

Draft

Chief Secretary

Drafted on the orders of the Council

11 1 1/98

(General Serial No. 30.)

1889.90

From

To The Dy Commissioner
Sunkum District

Dated 20th June/89.

Despatched

Received

Enclosures No. II

~~*General*~~ *No.* 375
No.

From the Dy Com

Septh 1
Recd 12 August 1889

1
P 987
8

L.R.SH-88-3

See Sanad dt 1879
issued under rules of 1874 & 78
(Manual p 65)
(i) no privileges & emoluments are thereon specified &
(ii) ½ Peon Patail in 1879 retained allowance

(General Serial No. 29.)

OFFICE OF THE DEWAN OF MYSORE
3337
12 AUG 89
220

17 1889.

From The Deputy Commissioner Tumkur District

(3)

To The Chief Secretary to the ~~Dewan~~ Govt of Mysore.

Dated Tumkur 9th August 1889

Despatched

Received

Enclosures No. 1 file

General No. No. 219.

Sir 31 of 2nd/9/89

Reporting on the petition of Patail mallaradhy of Jodi Hosahalli Village in the Pavagada Taluk regarding the Patailee emerau of that Village

Asst to Commissioner 12/8

P. Narasimha 13/8/89

B.
148

7874

Tumkur District

No. 219
Title 9

Deputy Commissioner's Office
Tumkur 9th August 1889

To

The Chief Secretary to the
Government of Mysore
Bangalore

Sir,

In reply to your Office Memorandum No. 375 Dated 26 June 1889, forwarding a Petition from Patel Mallaredevy of Jodi Arakate in the Pavagada Taluk complaining regarding the Patel Devas of that Village, I have the honor to report on the 3 points adverted to, as follows:-

The Village in question is a small one containing 30 houses and 200 inhabitants. The Shanbhogs, 4 in number, are unanimously of opinion that no Patel for such a small Village is needed as the collection and other duties are carried on by themselves. But the Amildar on ground of Police and other duties having to be performed, considers the retention of a Patel in the Village, however small, absolutely

(absolutely) necessary), and I concur with him and submit that the services of a Potél are necessary).

2. The Inamdars are prepared to appoint one of themselves as Potél, if so required.

3. The Inamdars do not agree to the appointment of the Petitioner as Potél of their Village, nor to the payment to him of any remuneration. They are inclined to nominate one Venkata Narasimhár, one of the Inamdars, as Potél of Hosakoté. This man now holds the Potéli of the adjacent Jari Village of Rayanakuppe, which is situated at a distance of about a mile and a half from Hosakoté and there appears to be no objection to his appointment.

The Petition with enclosure is returned.

I have the honorable
Sir
Your most Obt. Servant

Rdd.

D.C. Commissioner

1/1981 L.R.A. 18

(General Serial No. 30.)

1889. (4)

From

+13 11

L.R. 54-88-H

To The Dy Commissioner
Dharwar Dt

Dated 25- September 89

Despatched 27

Received

Enclosures No. VP

General No. 5231

No. 173

Regarding the Patelki of Jodi Hoskoté village in the Savagada Taluk which one Mulla Rao alleges, is his and that he is therefore entitled to mera.

Copy sent to Pulo
11-10-89

VR
3-4-91

Before the Government of *His Highness* the Maharaja of Mysore

11 Appeal No. of 16 (4)

12

Appellant. Vs. Respondent.

Mulla Reddy

The Jodidars of Hosskotai village, Pavagada Ta... Tumkur D...

L(R. 584-88-11)

Decision.

The appellant Mulla Reddi alleges that he is the hereditary Patel of Jodi Hosskote village, in the Pavagada Tal... of Tumkur District, and, as such, is entitled to his mer...

The Jodidars contend that there has been no Patel for the village for the past 70 years, that Appellant perform... no duties and is, consequently, not entitled to any remun... -ation. They suggest that, if a Patel is considered necessary one of them may be appointed to the office, as the village is small and the appointment of a stranger is undesirable.

No. 1001 / R 94 d/23rd March/88
8721 / R. 38 d/10th Jan.y/78
618-23 / R. 12 d/24th April/84

The Dy: Comr. dismissed the suit, observing that as Appellant failed to prove his right to the meras, and the if his appointment was made under the orders quoted in the margin, the remuneration has to be fixed by an executive or of Government.

The Dy Comr. has apparently misconstrued the orders quoted by him. They refer exclusively to the appointment of Patels in Inam Villages, for carrying on Police duties. Such appointments are honor... and carry only such privileges and remuneration as may be specially conceded in each case. It is true that Appellant is not entitled to claim remuneration under the Kaumad of 1879, as he is therein styled Honorary Police Patel, but he is not thereby debarred from claiming meras, to which he may be entitled, independent of the Kaumad, as the hereditary Village Patel.

17

Inamdars are bound by the same rules as would bind Government in regard to the remuneration of hereditary village servants. This is expressly laid down in the order of 27th May 1884 No 1345/173, printed at page 65 of the Revenue Manual.

The case is, therefore, remanded to the Dy: Coll: for further enquiry and disposal on the merits. If it be found that Appellants family possessed and enjoyed the Patels link in dispute, the Inam claimed should be awarded to Appellant, according to such rates as may be allowable under the Rules in force in Government Villages.

"By order"

Under: Secy:

No 5231/173 725-9-89
27 R V P

To,

The D.C. Surveyor Dt, returning the Pro
Endorsement to appellant and Inamdars.

18

No. 394

OFFICE OF THE DEWAN OF MYSORE,

18

(5)

18

14

Appellant. Vs. Respondent.

Patel Malla Reddi
of Jodi Hoskote,
Pavagada Taluk.

L.R. 54-88-5

Endorsement.

In reply to his appeal Petition, dated 28th May 89

Malla Reddi
~~Appellant~~ is informed that his ~~claim for remuneration~~
~~is informed~~ as to the hereditary Patel~~ship~~ of Jodi Hoskote-
village, Pavagada Taluk, has been referred back
to the Dy: Commr, Tumkur Dt, for further en-
quiry and disposal on the merits.

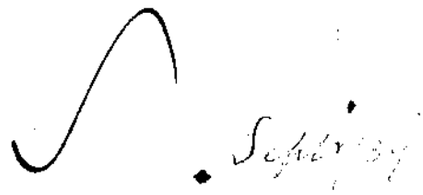
The enclosures are returned.

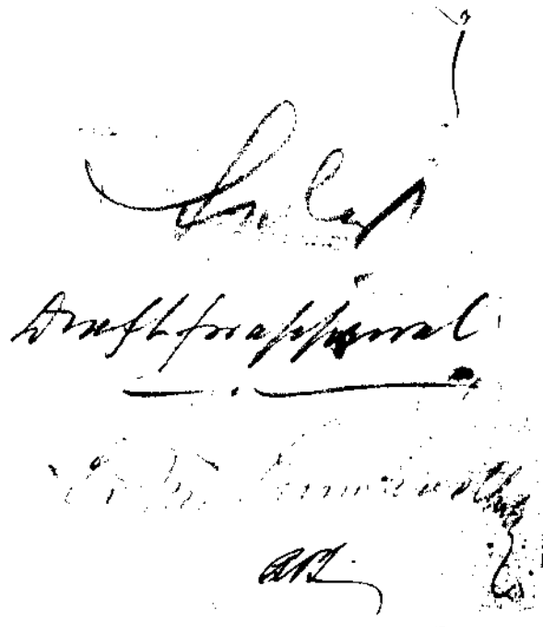
By order

Under Secretary

Copy to the Jodidars of Jodi Hoskote village, Pavagada Taluk.

27/9/88.





COURT FEE
INDIA
ONE ANNA

L.R-54-88-7

(General Serial No. 32.)

189 Appeal No. 84

No. Camp Reg No. 414

Name of Petitioner. Myla Reddy 31
Registered Patel

Village. Rayavaithi & poor Hosakote

Taluk. Pavgada

District. Bellary Reg

Date of Arzi. 3rd July 1891

Date of Receipt.

Date of Disposal.

No. of Enclosures. eleven -

ABSTRACT.

Petitioner submits endosed appeal against the order of the Dy Commr no 42 of 5th October 1890, deciding against his claim for Patel Meirasi of poor Hosakote village on the following grounds.

(1) Petitioner's family have been hereditary Patels in the village; this claim is supported by Copper Plate Sasanam granted by Harihara Raya. copy enclosed. dated Salivahana Saka 1212, 5th day of Moons increase in the month of Chaitra. The poor is only 70 years old.

(2) The Ryots as well as poordar

1891 Dec Council case 17 (9)

Thus appeal is nearly a year from the date of the order appealed against which is dated 5th Octr/90 & is therefore out of time. Petition sufficiently stamped. Copy of order produced. Para 1 Rule 1 of Add. Rules. Submitted to the Council. 19th Septr/91.

L.R. 5/11/88-8

Appeal as to late

22/9/91

Judgment received 19/10/91 returned

3-9-91

22 27 18.

jodidars deposed in 1864 before the
Amildar of the Taluk that they were
paying the Mirasi in question
[Copies of depositions enclosed].

3. The Barabaloti Registers of 1864
1872 contain the names of Petn and
Elders.

Petitioner therefore prays that on a
full consideration of this claims, he
may be allowed the Mirasi in q

Endorsement No 42 of 5 Octr 1890 issued to the Petr & the Jt M

On the subject of Petri claim to be
allowed Mirasi from the jodidars of Hoskote
on the ground of his being the regist
Patel of the Village, the former Dy Comm
decided that no Miras had ever b
paid and that there was no groun
for its present payment. On Petitioner
appeal, the Govt referred the matter again for
enquiry and disposal. From enqu
it appears that the Barabaloti Regist
of 1864 does not mention this villa
and the Register prepared in 1872-73
shows that the jodidars themselves
doing the work, there being no one
else to do it. The Summud of 1879,
produced by Petitioner, appointing him
Patel in connection with Police duties
recognises no claim to Inam or M
and this has been attested by the jodid
Petitioner cannot therefore be regar
as Meekdar Patel or as eligible f
the Mirasi in question.

[sd] B K. Venkataravaradiengar

COURT FEE

3-7-91

COURT FEE

3-7-91

23 (8)

No. ~~2~~ 21

(10)

MYSORE DEWAN'S OFFICE,
PETITION DEPARTMENT,
25 20 July 1892.

Endorsement granted to Naika raddi of Hoskote & Rajvanti, Pavagada Taluk,
in reply to his Petition Registered No. 2591 dated 2-3 Nov 91.

Petitioner is informed that no good & sufficient grounds have been shewn for the delay, for which the appeal was rejected. ~~The appeal is dismissed.~~

2- The encls: are returned.

L R.S 4-88-9

18/7

"By Order,"

draft (C's order)

Chief Secretary.

Issued with 12 enclosures

20/7

Mysore Govt. Central Press, Bangalore.—5-7-92—1000.

2591791

22/11

92 26

Submitted to the Council with references.

Petr's appeal to this Office was rejected in Sept 1891 as it was presented about a year after the date of the Dy Comm's decision. He twice sought for a review of the order but both the applications were rejected.

In this application, the Petitioner cites as a precedent the order passed by Govt in May 1892 on the appeal of one Chikkivaramma against the rejection of appeal by the Dy Comm. In that case the delay in presenting the appeal to the Dy Comm was 8 days and the Govt while observing that the Dy Comm was right in dismissing the appeal under Section 211 L.R. Code stated as follows:— "but considering the special circumstances of the case and as the provisions of the Revenue Code are not yet widely known the Govt are pleased to excuse the delay"

In this case the Petitioner urged that he was sick.

The facts of the case appear from the order of Govt (paper No 4) and the Dy Comm's endorsement translated at back of paper No 9.

BR
1/12

Govt decline to re-consider the order already moved.

RCP
18/12/93

Dy Secretary [illegible]

Political Select No 1893 26

No. Camp No 601 / 1349

Name of Petitioner. Mylareddy Patail of Jodi Hosakota

Village.

Taluk. Parvagada (16)

District. Tumkur

Date of Arzi. 8-11-93

Date of Receipt. 15-11-93.

Date of Disposal.

No. of Enclosures. Seventeen-

L.R. 54-88-10

ABSTRACT.

Review application in re Petitioner's claim for the Patailship of Jodi Hosakota village, Parvagada Taluk.

Connected papers

[illegible]

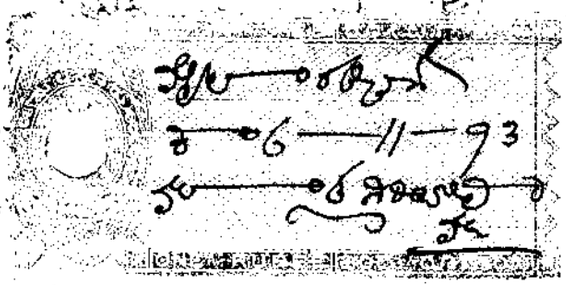
Proceedings No 3820 dated 29th May 1892 referred to in para 6 of this letter.

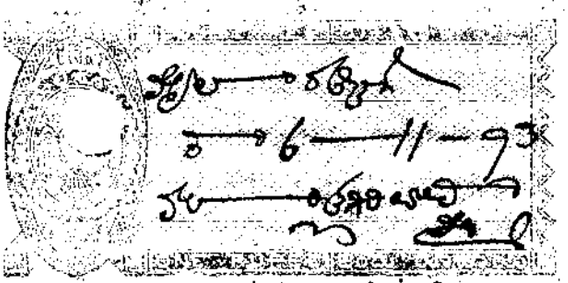
Sir,

The references are here[illegible]

[illegible]

Recd at the Deputy Commissioner's Office Tumkur on 15th Nov 93





MYSORE DEWAN'S OFFICE
PETITION DEPARTMENT.
REG'D. NO. 1349R
DATE 16-11-93

MYSORE DEWAN'S OFFICE
PETITION DEPARTMENT.
REG'D. NO. 60
DATE 15-11-93

To
His Highness Ingsare
Thiruvadi Rajah Krishnaraja Wodeyar
Maharaja of Mysore

Respected Sir

The humble petition of Ally Jan Reddy Patail of Jodi Hosakota Pavagada Taluk Tumkur Sheweth

1 That your Honor has passed an order No 5231/173 dated the 25-9-89 regarding your petitioners claims to the Potails plain Jode Hosakota and directed your humble petitioner to represent his case to the Deputy Commissioner (Order herein Enclosed).

2 That though the Deputy Commissioner was bound to review your humble petitioner's poor case under the said order he (the Commissioner) without any inquiry whatever favored your humble petitioner with an Endorsement No 42/5/10/90 which is herewith sent.

3 Again your humble petitioner requested the Deputy Commissioner to review his poor case quoting the Government order which he (the Commissioner) gave an Endorsement No 62 which is also enclosed. 6-11-90

4 Thereupon your humble petitioner preferred an appeal to your Honor requesting that the Government order above alluded to was not carried out by the Deputy Commissioner which an Endorsement No 731 was favored to your humble petitioner that the appeal was not put forth within the time prescribed by the rules.

[redacted] respectfully begs to appeal against the remarks for his removal set forth in the appeal petition to which he (your humble petitioner) was again favored with an endorsement No — dated the 20th July 92 which is appended hereto.

6 Your humble petitioner begs to state that the delay in presenting the appeal has been excused by the Government in Rev. Appeal No 167 (Vide Dutrac's Pro No 3820/179 of 29th May 92.

7 The delay was chiefly owing to the illness of your humble petitioner which will be seen from the Report sent to the Taluk authorities which is herewith submitted.

8 Your humble petitioner begs pardon in taking the liberty of saying That the Government is for the administration of justice & due observance of its orders.

9 But in this case no notice was taken by Government for overlooking its orders by the Deputy Commissioner who is a servant under it.

10 The only ground of appeal of your humble petitioner is that the Government order must be reconsidered & justice should be done to your humble petitioner who has no means but the said post.

In Conclusion your humble petitioner humbly & respectfully craves that your honor will take his poor Case to your honors benign Consideration & do justice by Confirming his Potails place of Todi Hosakota.

For this act of kindness, he as in duty bound ever pray.

He remains,
Your most obedient servant.
[redacted]
Potail, Todi Hosakota

8/10/93.

2,000 Sodge

9-1-94

No. 601/1349

MYSORE DEWAN'S OFFICE,
PETITION DEPARTMENT,

18th December 1893

9-1-94

(17)

Endorsement granted to Naila Reddi of Jodi Hoskote in the Paragada Taluk

in reply to his Petition Registered No. 601/1349 dated 8th November 93 praying for a reconsideration of the order of Government rejecting his appeal regarding his claim to the Patelli of Jodi Hoskote.

Petitioner is informed that Government decline to reconsider the order already ~~passed~~ issued

The enclosures are herewith returned

21/12/93

L.R. 54-88-11/12

"By Order"

Draft

(Councilorder)

Chief Secretary.

19/12

Mysore Govt. Central Press, Bangalore,—8-2-93—2000.

(21)

11-9-94

457.

L.R. 54-88-12

"By order"

Draft

Under Secretary